

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 23RD JULY 2007 / 6ST SRAVANA 1929

WP(C).No. 5839 of 2007(T)

PETITIONER:

WILSON JACOB,
JUNIOR FIELD OFFICER, EUGANDHAGIRI CARDAMOM
PROJECT, SUGANDBAGIRI P.O., WAYANAD.

BY ADV. SRI.J.OM PRAKASH

RESPONDENTS:

1. THE STATE OF KERALA, REPRESENTED BY
THE PRINCIPAL SECRETARY TO GOVERNMENT,
SCHEDULED CASTE AND SCHEDULED TRIBE DEVELOPMENT
DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.
2. THE DISTRICT COLLECTOR,
WAYANAD.
3. THE SOUTH WAYANAD GIRIJAN JOINT
FERMING CO-OPERATIVE SOCIETY LTD.NO.D.2301,
SUGANHAGIRI P.O., REPRESENTED BY ITS
MANAGING DIRECTOR, (THE PROJECT OFFICER),
T.D.P., KALPETTA, WAYANAD.
4. THE JOINT REGISTRAR OF CO-OPERATIVE
SOCIETIES, WAYANAD.

BY GOVERNMENT PLEADER SRI.P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 23/07/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1	TRUE COPY OF THE G.O. M.S NO.79/89/A.D. DTD. 17-4-89
EXT.P2	TRUE COPY OF THE GOVT. ORDER DTD. 11-8-03
EXT.P3	TRUE COPY OF THE LETTER OF THE DIRECTOR OF TRIBAL DEVELOPMENT DEPARTMENT
EXT.P4	TRUE COPY OF THE G.O. DTD. 15-6-04 ISSUED BY THE PRINCIPAL SECRETARY, SC AND STDD
EXT.P5	TRUE COPY OF THE SCHEME FOR VOLUNTARY RETIREMENT FOR NON-TRIBAL EMPLOYEES OF THE PROJECT SUBMITTED BY R3
EXT.P6	TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE GENERAL SECRETARY OF THE SUGANDHAGIRI CARDAMOM PROJECT OFFICERS AND EMPLOYEES ASSOCIATION
EXT.P7	TRUE COPY OF THE JUDGMENT IN C.C.C.NO.665/06
EXT.P8	TRUE COPY OF THE SCHEME FORMULATED BY R1 DTD. 10-10-06.
EXT.P9	TRUE COPY OF THE LETTER AND THE REPORT ANNEXED WITH THE SAME DTD. 17-6-05
EXT.P10	TRUE COPY OF THE REPRESENTATION OF THE GENERAL SECRETARY SUGANDHAGIRI CARDAMAM PROJECT OFFICERS AND EMPLOYEES ASSOCIATION DTD. 5-2-07

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

W.P.(C).No. 5839 OF 2007

Dated this the 23rd day of July, 2007

JUDGMENT

Petitioner has approached this court for a direction to the second respondent to disburse the amounts towards the retrenchment scheme stated in Ext.P8 forthwith without waiting for the completion of the audit by the fourth respondent.

2. By an interim order passed by this court, petitioner has already received 75% of the amount due to the petitioner and what is remaining to be paid is 25%.

3. I heard learned counsel for the petitioner and the learned Government Pleader also.

4. Learned Government Pleader points out that audit is going on and it will take a substantial time. Any way, he submits that it can be completed within six months from today and after the completion of the audit only, the balance amount can be paid.

5. Learned counsel for the petitioner points out that

concurrent audit by the Accountant General is over upto 2005-06.

Having regard to all facts, I think that some time can be granted so that audit is complete. The writ petition is disposed of granting 5 months time from today for completion of the audit and the amount remaining to be paid shall be paid to the petitioner within a total period of six months from today.

(K.M.JOSEPH, JUDGE)

SV.

